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Attorney for Defendant

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA

|                              |   |                             |
|------------------------------|---|-----------------------------|
| OMAR STRATMAN,               | ) |                             |
|                              | ) | CASE NO. 3:02-cv-0290 (JKS) |
| Plaintiff,                   | ) |                             |
|                              | ) |                             |
| v.                           | ) |                             |
|                              | ) |                             |
| LEISNOI, INC., KONIAG, INC., | ) |                             |
| and DIRK KEMPTHORNE,         | ) |                             |
| Secretary of the Interior,   | ) |                             |
|                              | ) |                             |
| Defendants.                  | ) |                             |
| _____                        | ) |                             |

UNOPPOSED MOTION FOR EXTENSION OF TIME

Defendant Kempthorne moves for a two-week extension of time to and including April 30<sup>th</sup> for the defendants to file the Motions to Dismiss described in the Court's Order of April 2, 2007 (Docket # 139). The Court directed defendants to file additional motions to dismiss by Monday, April 16, 2007. The Court encouraged the parties to brief the merits of the Secretary's decision at the same time.

This motion is necessary because prior to the Court's order defendant Kempthorne had

not intended to brief the merits of the Secretary's decision in the context of a motion to dismiss, but as a separate motion at a later date. Further, the Court's Order arrived while counsel for defendant Kempthorne was out of state for a family emergency, and since the return has been occupied with a preliminary injunction motion which was heard on April 11<sup>th</sup>. Finally, because the merits relate to a decision made personally by the Secretary, the Department of the Interior has requested the opportunity for more agency review of the brief than is normally the case.

Counsel for all parties have authorized the undersigned to represent that this motion is unopposed. A proposed order is attached. The proposed order would extend by two weeks the due dates for the responsive and reply briefs.

Respectfully submitted this 13<sup>th</sup> day of April, 2007.

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S/ Bruce M. Landon  
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Attorney for Federal Defendants

#### CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 13<sup>th</sup> day of April, 2007, a copy of the foregoing Unopposed Motion for Extension of Time and Proposed Order were served electronically to the following:

John R. Fitzgerald  
 Michael J. Schneider  
 Collin Middleton

s/ Bruce M. Landon  
 Bruce M. Landon